

DECLARATION AND POWER OF ATTORNEY

(NONPROVISIONAL APPLICATION)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

INTERVERTEBRAL IMPLANT

and for which a patent application:

- ☐ is attached hereto and includes amendment(s) filed on (if applicable)
- ☒ was filed in the United States on October 13, 2005 as Application No. 10/553,495 (for declaration not accompanying application) with amendment(s) filed on (if applicable); and
- ☒ was filed as PCT International Application No. PCT/CH2003/000247 on April 14, 2003 and was amended under PCT Article 19 on April 1, 2004.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES <input type="checkbox"/>	NO <input type="checkbox"/>
			YES <input type="checkbox"/>	NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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		PATENTED	PENDING	ABANDONED

POWER OF ATTORNEY: As a named inventor, I hereby appoint the Practitioners of Customer Number 51832, whose address is Jones Day, 222 East 41st Street, New York, New York 10017, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:		JONES DAY 222 East 41st Street, New York, NY 10017 PTO Customer No. 51832		DIRECT TELEPHONE CALLS TO: JONES DAY DOCKETING 212-901-9028	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.					
2 0 1	FULL NAME OF INVENTOR	LAST NAME Baumgartner	FIRST NAME Daniel	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Oensingen	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Weingartenweg 52	CITY Oensingen	STATE OR COUNTRY Switzerland	ZIP CODE CH-4702
	SIGNATURE OF INVENTOR 201			DATE	
2 0 2	FULL NAME OF INVENTOR	LAST NAME Wymann	FIRST NAME Martin	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Liebfeld	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Rosenweg 13	CITY Liebfeld	STATE OR COUNTRY Switzerland	ZIP CODE CH-3097
	SIGNATURE OF INVENTOR 202			DATE	
2 0 3	FULL NAME OF INVENTOR	LAST NAME Gago Ho	FIRST NAME Mario	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Solothurn	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Peru	
	POST OFFICE ADDRESS	STREET Schöngrünstrasse 38A PH1	CITY Solothurn	STATE OR COUNTRY Switzerland	ZIP CODE CH-4500
	SIGNATURE OF INVENTOR 203			DATE	
2 0 4	FULL NAME OF INVENTOR	LAST NAME Burri	FIRST NAME Adrian	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Brig	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Juonweg 1	CITY Brig	STATE OR COUNTRY Switzerland	ZIP CODE CH-3900
	SIGNATURE OF INVENTOR 204 <i>Adrian Burri</i>			DATE <i>16.6.06</i>	

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2 0 2	FULL NAME OF INVENTOR	LAST NAME Wymann	FIRST NAME Martin	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Liebfeld	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Rosenweg 13	CITY Liebfeld	STATE OR COUNTRY Switzerland	ZIP CODE CH-3097
	SIGNATURE OF INVENTOR 202 <i>U. Wymann</i>			DATE <i>19.6.2006</i>	
2 0 3	FULL NAME OF INVENTOR	LAST NAME Gago Ho	FIRST NAME Mario	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Solothurn	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Peru	
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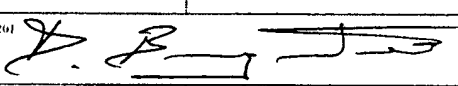
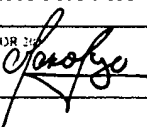
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	SIGNATURE OF INVENTOR 201 			DATE 15/6/2006	
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	POST OFFICE ADDRESS	STREET Gundelingerstr. 125 Schöngrünstrasse 38A PH1	CITY BASEL Solothurn	STATE OR COUNTRY Switzerland	ZIP CODE 4053 of. CH-4500
	SIGNATURE OF INVENTOR 203 			DATE 23.06.06	
2 0 4	FULL NAME OF INVENTOR	LAST NAME Burri	FIRST NAME Adrian	MIDDLE NAME	
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